

SOUTH DAKOTA BOARD OF REGENTS

Informational Items
Consent

AGENDA ITEM: 4 – U
DATE: March 30-31, 2021

SUBJECT

Interim Actions of the Executive Director

CONTROLLING STATUTE, RULE, OR POLICY

[BOR Policy 1:5](#) – Executive Director

[BOR Policy 2:23](#) – Program and Curriculum Approval

[BOR Policy 5:4](#) – Purchasing

[BOR Policy 6:6](#) – Maintenance and Repair

BACKGROUND / DISCUSSION

Per BOR Policy, the Executive Director is granted authority to act on and/or authorize approval of various requests on behalf of the Board. In instances where these actions occur, the Executive Director shall provide to the Board a summary of these requests and approvals at each regularly scheduled Board meeting.

A portion of the interim actions of the Executive Director often include authorizing maintenance and repair projects submitted by the campuses whose costs range between \$50,000 and \$250,000 using institutional funds, donations, or funds not previously approved by the Board. Other finance-related action may also be the purchase of assets between \$250,000 and \$500,000 as well as any emergency approval of maintenance and repair projects.

IMPACT AND RECOMMENDATION

The list provided in Attachment I summarizes the interim actions taken by the Executive Director, or his designee.

ATTACHMENTS

Attachment I – Interim Actions of the Executive Director

INFORMATIONAL ITEM

INTERIM ACTIONS

Maintenance and Repair Projects

(\$50,000 - \$250,000)

Black Hills State University – Rapid City

Student Union – Student Union Solar Array: Using SEP Grant funds from BOA in the amount of \$222,710 and Student Union M&R Funds in the amount of \$55,678, BHSU requests emergency approval to purchase and install a 137 KW roof-mount solar array. 80% of this project will be funded by SEP Grant funds and 20% will come from BHSU funds. This project is required to be complete and the funds expended by June 30, 2021 per BOA guidelines, therefore, bidding the project needs to start prior to the March BOR meeting in order to complete the project by BOA's deadline. This solar array will be mounted on the Student Union roof and an area of roof over the Jonas Skywalk. The solar array will connect to the electrical power, supplying electricity to the Student Union. If more power is produced than is needed by the Student Union, the excess power will be added to the BHSU power grid and used to power other buildings on campus. The project has an estimated \$29,313 annual utility savings which equates to a 9.5-year payback. The project will be bid per State of SD Procurement regulations, to include turnkey installation.

South Dakota School of Mines and Technology – Rapid City

Power Plant – Boiler 4 Replacement (Process Steam): Using General Funds in the amount of \$45,000, SDSMT requests approval for new construction and renovation. The 1950s high pressure boiler that supports the process steam for multiple autoclaves and the process steam for the chemical engineering laboratory is beyond its useful life. SDSMT is completing repairs to allow them to keep it in service until a new boiler can be installed. Funds were moved from 4G2101 to 4G2108.

South Dakota State University – Brookings

University Student Union – Metasys N2 Controllers Upgrade: Using local funds from the account 336B12 in the amount of \$65,000, SDSU requests approval of full design and construction for the replacement of a portion of the existing building automations system (BAS) controllers at the University Student Union. These controllers have reached the end of their useful life and are no longer supported by Johnson Controls. This project will replace these controllers with updated technology. This work will be performed using SDSU's standing contract with Johnson controls. SDSU is requesting this project be delegated to the university.

University of South Dakota – Vermillion

Lee Medical Building – Lee Med Chiller #3 Replacement: Using General Funds in the amount of \$80,000 (2G2113) and HEFF funds in the amount of \$255,000 (2H2023), USD requests emergency approval to remove and replace the existing #3 chiller at the Lee Med School of Medicine. Due to the research activities in this building, proper cooling and humidity levels are critical. The chiller was originally in the old medical building.

Arts & Sciences – Arts & Sciences Elevator Upgrades: Using HEFF funds of \$100,000, USD requests approval to upgrade elevators. These funds are made up completely from 2H2131. This request is to upgrade the existing elevator that services both the Arts & Sciences building and the McKusick Technology Center.

ID Weeks Library – ID Weeks Archive Renovation: Using local funds from 248598 in the amount of \$145,000, USD requests approval to renovate the Archive area on the third floor of ID Weeks. This project is for the full design, cost estimate, and construction of an interior renovation on the third floor of the ID Weeks Library. The renovation will include demolition, new walls, aluminum curtain wall, frames/doors/hardware, finishes, flooring, ceiling, HVAC, and electrical lighting for the third floor Archive area.

ID Weeks Library – ID Weeks Elevator Upgrades: Using HEFF funds of \$100,000 from 2H2132, USD requests approval to upgrade the existing elevator at ID Weeks Library.

ID Weeks Library – ID Weeks LED Lighting Retrofit: Using local funds from 248598 in the amount of \$50,000, USD is requesting approval to complete electrical construction on the lighting of ID Weeks Library. This project is for the design-build of the existing light fixture bulbs and ballast to change them to LED bulbs throughout the building without replacing the entire fixture.

Clerical BOR Policy Updates

BOR Policy 4:34 – Intellectual Policy – was updated on December 4, 2020, to correct the following clerical edit (noted in **red** below) in Section 2.A.2:

2. Students contributing to sponsored research or faculty-directed research, as described in § ~~3(K)~~ 3(N), will be deemed to be gratuitous employees, and insofar as concerns their use or creation of intellectual properties, they will enjoy rights to share in revenues guaranteed creators under this policy and be charged with all responsibilities of employees under this policy.

BOR Policy 4:34 – Intellectual Policy – was updated on December 29, 2020, to correct the following clerical edit (noted in **red** below) in Section 11.B by removing an obsolete footnote:

- B. Fifty percent of the net income remaining will be allocated, to the creators.*

~~*Revenue sharing with creators who belong to the bargaining unit represented by the Council of Higher Education will be governed by the provisions of the COHE agreement.
http://www.sdbor.edu/policies_initiatives/univfacubagree.htm~~

BOR Policy 5:4 – Purchasing – On January 14, 2021, it was brought to the attention of the BOR central office staff that an incorrect version of the revisions to BOR Policy 5:4 presented and approved at the December 2020 BOR meeting had inadvertently been posted to the website. That

clerical error was addressed and the correct version with the appropriately approved revisions was reposted to the website.

New Prefix Approvals

Northern State University

- GLC: Global Language and Culture
- GLAN: Global Language

SD School of Mines and Technology

- STS: Science, Technology, and Society

Course Modifications

Since the approval of the revisions to BOR Policy 2:23 at the March 2017 BOR meeting, all subsequent course modifications approved by the System Vice President for Academic Affairs can be found on the Institutional Curriculum Requests webpage at the following link:

https://www.sdbor.edu/administrative-offices/academics/aac/Institutional_Curriculum_Requests/Pages/default.aspx

Substantive Program Modifications

Since the approval of the revisions to BOR Policy 2:23 at the March 2017 BOR meeting, all subsequent substantive program modifications approved by the System Vice President for Academic Affairs can be found on the Institutional Substantive Program Modification Requests webpage at the following link:

https://www.sdbor.edu/administrative-offices/academics/aac/Sub_Program_Mod_Requests/Pages/default.aspx

Reduced Tuition Externally Sponsored Courses

All requests for reduced tuition externally sponsored courses approved by the System Vice President for Academic Affairs can be found on the Special Tuition Rates Requests webpage at the following link:

https://www.sdbor.edu/administrative-offices/academics/aac/Special_Tuition_Rate_Requests/Pages/default.aspx

Contracts Requiring Action by the Executive Director

All academic agreements approved by the System Associate Vice President for Academic Affairs can be found on the Miscellaneous Academic Agreements and Contracts webpage at the following link:

<https://www.sdbor.edu/administrative-offices/academics/aac/Academic-Agreements-Contracts/Pages/Miscellaneous.aspx>